

STATE OF TEXAS §
COUNTIES OF ARANSAS §
SAN PATRICIO AND NUECES §
CITY OF ARANSAS PASS §

On this the 6th day of May, 2013 the City Council of the City of Aransas Pass convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT: Tommy Knight Mayor
Vickie Abrego Mayor Pro Tempore
James A. Mills Council Member
Billy Ellis Council Member
Phillip Hyatt Council Member

ABSENT:

ADMINISTRATIVE

PERSONNEL PRESENT: Allen Lawrence City Attorney
Sylvia Carrillo City Manager
Yvonne Stonebraker City Secretary

ADMINISTRATIVE

PERSONNEL ABSENT:

STAFF PRESENT: Eric Blanchard Police Chief
Bill Haines Administrative Coordinator/EMC
Paul Alvarado Public Works Director
Rickie Kilgore Fire Chief
Jeff Martin I.T.
Frank Truitt City Inspector
Sandy Roddel Finance

OTHERS PRESENT: Mark Wemer, Jim & Alpha Covington, Don & Jeanie Brummett, Angus Mathews, Thomas J. Estes, David Underbrink/Naismith, Cherry Hoover Harrison, Anita West, Mike & Jan Moore, Marian Smart, Chris Coulter, Patty Gilden, Rosemary Upton, Jason Gilden, Rosemary Vega/Chamber of Commerce, Jewel Snyder, Pat Grubb, Warren Achsner and Russ Point.

There may have been others present who did not sign in.

1. **CALL MEETING TO ORDER.**

Mayor Knight called the meeting to order at 7:00 P.M. on May 6, 2013.

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**

Mayor Pro Tem Abrego gave the invocation. Mayor Knight led the Pledge of Allegiance to the United States Flag.

3. **CONSENT AGENDA.**

A. **CONSIDER AND ACT ON MINUTES OF APRIL 15, 2013.**

B. **CONSIDER AND ACT ON RESOLUTION 2013-688 – A RESOLUTION AUTHORIZING A SETTLEMENT WITH JOSEPH T. KAMINSKI.**

Council Member Mills made a motion to approve the consent agenda. Council Member Ellis seconded the motion and the motion carried unanimously.

4. PROCLAMATION RECOGNIZING MAY 18-24, 2013 AS "NATIONAL SAFE BOATING" WEEK.

Mayor Knight proclaimed the week of May 18-24, 2013 as "National Safe Boating" Week.

5. CONSIDER AND ACT ON REQUEST OF ARANSAS PASS HIGH SCHOOL PROJECT GRADUATION FOR USE OF THE ARANSAS PASS AQUATIC CENTER AND LIFEGUARDS ON GRADUATION NIGHT FRIDAY, JUNE 7, 2013 FROM MIDNIGHT UNTIL 2:00AM.

Mayor Pro Tem Abrego approved the request of Aransas Pass High School Project Graduation for use of the Aransas Pass Aquatic Center and Lifeguards on graduation night Friday, June 7, 2013 from midnight until 2 AM. Council Member Hyatt seconded the motion and the motion carried unanimously.

6. PUBLIC HEARING ON SUBSTANDARD BUILDING, LOTS 31-32, BLOCK 458, 402 S HOUSTON, THE JACKSON HOTEL, MR. FRANK A. HOOVER, FOR THE PURPOSE OF A FINAL DETERMINATION OF THE VIOLATIONS AND REPAIRS REQUIRED TO MEET CITY CODE LOCATED IN CHAPTER 5 - BUILDINGS AND CONSTRUCTION, ARTICLE V - SUBSTANDARD BUILDINGS, SEC. 5-73 REGARDING ELIMINATION OF SUBSTANDARD CONDITIONS OF THE CITY OF ARANSAS PASS CODE OF ORDINANCES.

Passed on.

7. CONSIDER AND ACT ON SUBSTANDARD BUILDING, LOTS 31-32, BLOCK 458, 402 S HOUSTON, THE JACKSON HOTEL, MR. FRANK A. HOOVER, FOR THE PURPOSE OF A FINAL DETERMINATION OF THE VIOLATIONS AND REPAIRS REQUIRED TO MEET CITY CODE LOCATED IN CHAPTER 5 - BUILDINGS AND CONSTRUCTION, ARTICLE V - SUBSTANDARD BUILDINGS, SECTION 5-73 REGARDING ELIMINATION OF SUBSTANDARD CONDITIONS OF THE CITY OF ARANSAS PASS CODE OF ORDINANCES.

Passed on.

8. CONSIDER AND ACT ON REQUEST FOR FUNDS FROM MR. JASON GILDEN TO HOLD A JUNIOR OLYMPICS BOXING TOURNAMENT ON MAY 17, 18 AND 19, 2013 AT A.C. BLUNT MIDDLE SCHOOL; NOT TO EXCEED \$5,000.

Council member Mills made a motion to approve the Request for Funds from Mr. Jason Gilden to hold a Junior Olympics Boxing Tournament on May 17, 18, and 19, 2013 at A.C. Blunt Middle School; not to exceed \$5,000 (un-appropriated General Fund). Council Member Ellis seconded the motion and the motion carried unanimously.

9. CONSIDER AND ACT ON APPROVING A SERVICE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND CABLE ONE FOR FIBER OPTIC SERVICE ("DATA SERVICE") AT THE ARANSAS PASS POLICE DEPARTMENT AND ARANSAS PASS CITY HALL FOR A TERM OF SIXTY (60) MONTHS.

City Manager Carrillo stated I.T. Manger Jeff Martin had Cable One reduce their monthly fee by \$500 making the \$1,400 fee \$900. She stated the city was going from their current service to fiber optic service.

Council Member Mills made a motion to approve a Service Agreement between the City of Aransas Pass and Cable One for fiber optic service ("Data Service") at the Aransas Pass Police Department and Aransas Pass City Hall for a term of sixty (60) months. Council Member Ellis seconded the motion and the motion carried unanimously.

10. CONSIDER AND ACT ON A REQUEST FOR REIMBURSEMENT FROM THE SAN PATRICIO DRAINAGE DISTRICT IN THE AMOUNT OF \$215,611 FOR THE PURCHASE AND MAINTENANCE OF STORM WATER PUMPS AND RELATED EQUIPMENT TO PROVIDE FOR ADEQUATE FLOOD PROTECTION TO THE CITIZENS OF ARANSAS PASS.

City Manager Carrillo stated the Euclid Pump Station needed to be replaced and needed a back up generator, pumps located at Goodnight Avenue and Maddox Street needed repair work and the structures housing the pumps also needed to be repaired. She stated she had let the San Patricio Drainage District know about the needed repairs and the request for assistance.

Mayor Pro Tem Abrego made a motion to approve the City of Aransas Pass requesting reimbursement from the San Patricio Drainage District in the amount of \$215,611 for the purchase and maintenance of storm water pumps and related equipment to provide for adequate flood protection to the citizens of Aransas Pass. Council Member Hyatt seconded the motion and the motion carried unanimously.

11. CONSIDER AND ACT ON AN ORDINANCE OF THE CITY OF ARANSAS PASS, TEXAS, AMENDING CHAPTER 29 - UTILITIES, ARTICLE II – WATER AND SEWER SERVICE, SECTION 29-20, SUBSECTION (D) AND, SECTION 29-25, OF THE CODE OF ORDINANCES OF THE CITY OF ARANSAS PASS, TEXAS; PROVIDING A REPEALER CLAUSE; AND AN EFFECTIVE DATE.

Council Member Mills made a motion to approve an ordinance of the City of Aransas Pass, Texas, amending Chapter 29 – Utilities, Article II – Water and Sewer Service, Section 29-20, Subsection (D) and, Section 29-25, of the Code of Ordinances of the City of Aransas Pass, Texas; providing a repealer clause; and providing for an effective date. Mayor Pro Tem Abrego seconded the motion and the motion carried unanimously.

12. CONSIDER AND ACT ON APPROVING PROPOSED AN ORDINANCE OF THE CITY OF ARANSAS PASS, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES BE AMENDED BY ADDING A SECTION TO BE NUMBERED SEC. 28-25: PROHIBITING JAKE BRAKING/ENGINE BRAKING WITHIN THE CITY LIMITS; AND, PROVIDING A REPEALER CLAUSE; AND, FOR AN EFFECTIVE DATE.

Council Member Mills made a motion to approve a proposed ordinance of the City of Aransas Pass, Texas, providing that the Code of Ordinances be amended by adding a section numbered Sec. 28-25; Prohibiting Jake Braking/Engine Braking within the city limits; providing a repealer clause and providing for an effective date. Council Member Hyatt seconded the motion and the motion carried unanimously.

13. CONSIDER AND ACT ON REVISING SECTION 3.11 – “ALL WEAPONS BANNED” OF THE CITY OF ARANSAS PASS PERSONNEL POLICY.

Council Member Mills made a motion to approve revising Section 3.11 – “All Weapons Banned” of the City of Aransas Pass Personnel Policy. Council Member Hyatt seconded the motion and the motion carried unanimously.

14. STATE OF THE ARANSAS PASS POLICE DEPARTMENT BY CHIEF ERIC BLANCHARD.

Chief Blanchard stated on June 13, 2013, he will have been with the City for one year. He stated from June 13, 2012 to May 6, 2013, the Police Department has lost 8 Police Officers. Chief Blanchard stated the Aransas Pass Police Department had received taser cams which have dropped complaints on officers, false complaints and have improved case management. He stated the APPD has facebook, twitter and a website that has opened up communications between the police department and citizens of Aransas Pass. He stated APPD held training classes not just for Police Officers but for State and Federal, as well. He stated the APPD held an Active Shooter Demonstration

for Aransas Pass city employees, Aransas Pass Independent School District and Child Protective Services. He stated they were 78 sex offenders in the Aransas Pass area. Chief Blanchard stated he had a wish list to pay his APPD staff more money. He stated in 2012, the APPD 25,000 dispatched calls making Aransas Pass the busiest police department in the surrounding area. He stated the new School Resource Officer was also a TCLEOSE Training Tech.

15. CITY MANAGER UPDATES: CONN BROWN HARBOR PARK PROGRESS (BY NAIMSMITH); ARANSAS PASS CIVIC CENTER SIGN; NEW PUMP OUT FACILITY (BETWEEN REDFISH BAY BOATHOUSE AND CAPT. CADY'S); INSTALLING FIBER ON CONN BROWN HARBOR; 2012 BUILDING CODES; AND, DEVELOPMENT COUNCIL/COMPREHENSIVE PLAN.

City Manager Carrillo stated the new sign was up at the Civic Center and the bugs were being worked out; she had received the constructions plans for the new pumpout facility; City would like to install fiber optic on the harbor; she would like to hold a public meeting before adopting the 2012 Building Codes and Development Council/Comprehensive Plan met for the first time two weeks ago.

David Underbrink, Naismith Engineering, stated Naismith was addressing some issues on the harbor. He stated there were soft spots in the parking lot and ADA issues with the bathrooms. He stated with the increasing prices of material, everything the City Council asked for could not be accomplished, i.e. using open face brick for the boat ramp instead of building a cofferdam and laying cement.

16. CITIZENS COMMENTS.

Harbor Master Earl Buckmaster stated the 2nd Annual Rock the Dock was very successful. He stated 40 boats and 2 jetovators were sold during that weekend. He stated Simmons Boats (Kemah, Texas) was moving their boat show from Rockport, Texas to Aransas Pass' Conn Brown Harbor. He stated Aransas Pass was in need of more lodging.

Mr. Chris Coulter, Chris's Marine, stated he was still selling boats from the Rock the Dock weekend. He also stated on how horrible the new boat ramps were in our Conn Brown Harbor Park.

Mr. Marvin Smart stated on how horrible the new boat ramps were in our Conn Brown Harbor Park.

Mr. Angus Mathews stated he had sold several paintings during Rock the Dock weekend.

Mr. Russ Point brought in a damaged prop stating it had happened at the City of Aransas Pass Conn Brown Harbor Park new boat launch. He stated the fish cleaning station was a joke.

Mr. Warren Achsner complained about the slope of the new boat ramps. He stated he had to back his wheels into the water to release and retrieve his boat and it was ruining his brakes.

17. RECESS REGULAR MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 55 OF TEXAS GOVERNMENT CODE.

Mayor Knight recessed the Regular Meeting and retired in to Executive Session at 8:05 P.M.

A. SECTION 551.071 – CONSULTATION WITH CITY ATTORNEY – LEGAL MATTERS

18. RECONVENE REGULAR MEETING AND CONSIDER AND ACT ON EXECUTIVE SESSION.

Mayor Knight reconvened the Regular Meeting at 8:35 P.M.

A. SECTION 551.071 – CONSULTATION WITH CITY ATTORNEY – LEGAL MATTERS

No action.

19. ADJOURNMENT OF MEETING.

Council Member Mills made a motion to adjourn the meeting. Council Member Hyatt seconded the motion and the motion carried unanimously.

Mayor Knight adjourned the meeting at 8:36 P.M.

Tommy Knight, Mayor

ATTEST:

Yvonne Stonebraker, City Secretary